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-5 MAY 04 PM 3:17

DISTRICT OF UTAH

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SNELL & WILMER, L.L.P.  
Alan L. Sullivan (3152)  
Todd M. Shaughnessy (6651)  
15 West South Temple, Suite 1200  
Salt Lake City, Utah 84101-1004  
Telephone: (801) 257-1900  
Facsimile: (801) 257-1800

CRAVATH, SWAINE & MOORE LLP  
Evan R. Chesler (admitted pro hac vice)  
David R. Marriott (7572)  
Worldwide Plaza  
825 Eighth Avenue  
New York, NY 10019  
Telephone: (212) 474-1000

*Attorneys for Defendant/Counterclaim-Plaintiff  
International Business Machines Corporation*

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF UTAH

THE SCO GROUP, INC.

Plaintiff/Counterclaim-  
Defendant,

vs.

INTERNATIONAL BUSINESS  
MACHINES CORPORATION,

Defendant/Counterclaim-  
Plaintiff.

STIPULATION RE BRIEFING FOR  
PENDING MOTIONS

Civil No. 2:03CV0294 DAK

Honorable Dale A. Kimball

Magistrate Judge Brooke Wells

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The parties, through their counsel of record, hereby stipulate and jointly move the Court for an Order setting the following deadlines for briefing:

IBM's Memorandum in Opposition to SCO's Motion to Dismiss shall be due on May 14, 2004;

IBM's Memorandum in Opposition to SCO's Motion to Amend Scheduling Order shall be due on May 14, 2004;

SCO's Reply Memorandum in Support of its Motion to Dismiss shall be due on May 28, 2004.

SCO's Reply Memorandum in Support of its Motion to Amend Scheduling Order shall be due on May 28, 2004.

DATED this 5<sup>th</sup> day of May, 2004.

SNELL & WILMER L.L.P.  
Alan L. Sullivan  
Todd M. Shaughnessy

CRAVATH, SWAINE & MOORE  
Evan R. Chesler  
David R. Marriott

By   
*Alan L. Sullivan*  
Counsel for Defendant International  
Business Machines Corporation

DATED this 4<sup>TH</sup> day of May, 2004.

HATCH, JAMES & DODGE, P.C.

Brent O. Hatch

Mark R. Clements

By   
*Counsel for Plaintiff*